

146.1377

JCCS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
A. PEYMAN et al
Serial No.: 10/030,301
Filed: December 31, 2001
For: NATHTHYRIDINE...THEM

600 Third Avenue
New York N.Y. 10016
March 20, 2002

COMPLETION OF APPLICATION

Asst. Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants are submitting herewith the two executed declarations to replace the unexecuted declarations filed with the application. Also enclosed is PTO Form-2038 authorizing the \$130.00 completion fee. Since the filing of the application is complete, it is requested that the application be forwarded to the group for examination in due course.

Respectfully submitted,
Bierman, Muserlian and Lucas

03/27/2002 MAL111 00000076 10030301

01 FC:154

130.00 DP

By:

A. Muserlian
Charles A. Muserlian #19,683
Attorney for Applicants
Tel.# (212) 661-8000

CAM:ds
Enclosures

EX-068843472 US
MAR 20 2002
This document is being deposited with the United States Patent and Trademark Office as required by 37 CFR 1.51(c) and is addressed to the Commissioner of Patents and Trademarks, Washington, DC 20590.

March 20, 2002

D. Muserlian

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

☒ Declaration Submitted with Initial Filing OR ☐ Declaration Submitted after Initial Filing

Attorney Docket Number	146.1377
First Named Inventor	A. PEYMAN et al
COMPLETE IF KNOWN	
Application Number	PCT/EP00/05920
Filing Date	June 26, 2000
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NATHTHYRIDINE DERIVATIVES, PROCESSES FOR THEIR PREPARATION, THEIR USE AND PHARMACEUTICAL COMPOSITIONS COMPRISING THEM

the specification of which

(Title of the invention)

☐ is attached hereto
OR

☒ was filed on (MM/DD/YYYY)

June 26, 2000

as United States Application Number or PCT International

Application Number

PCT/EP00/05920

and was amended on (MM/DD/YYYY)

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
99112636.8	Europe	July 2, 1999	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.

[Page 1 of 5]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Commissioner of Patents and Trademarks, Washington, DC 20231

(January 1997)

146.1377

DECLARATION

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Name	Registration Number	Name	Registration Number
Charles A. Muserlian	19,683		
Jordan B. Bierman	18,629		
Donald C. Lucas	31,275		
Bierman, Muserlian and Lucas	18,818		

☐ Additional registered practitioner(s) named on a supplemental sheet attached hereto.

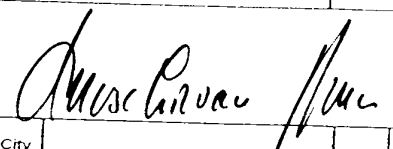
Direct all correspondence to:

Name	Bierman, Muserlian and Lucas		
Address			
Address	600 Third Avenue		
City	New York	State	New York
Country	U.S.A.	ZIP	10016
Telephone	(212) 661-8000	Fax	(212) 661-8002

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:

☐ A petition has been filed for this unsigned inventor

Given Name	ANUSCHIRVAN		Middle Initial		Family Name	PEYMAN	Suffix e.g. Jr.	
Inventor's Signature						Date	23.1.02	
Residence: City	Kelkheim	State		Country	Germany	Citizenship	DE	
Post Office Address								
Post Office Address	Zeilschiemer Strasse 46							
City	Kelkheim	State		Zip	D-65779	Country	Germany	

☒ Additional inventors are being named on supplemental sheet(s) attached hereto

DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name: KARL-HEINZ Middle Initial: Family Name: SCHEUNEMANN Suffix: e.g. Jr.

Inventor's Signature: *Karl Scheunemann* Date: *Mar 7, 2002*

Residence City: Liederbach State: Country: Germany Citizenship: DE

Post Office Address:

Post Office Address: Im Kohlruess 11

City: Liederbach State: Zip: D-65835 Country: Germany

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name: THOMAS Middle Initial: R Family Name: GADEK Suffix: e.g. Jr.

Inventor's Signature: Date:

Residence City: Oakland State: CA Country: U.S.A. Citizenship: U.S.A.

Post Office Address:

Post Office Address: 2838 Chelsea Drive

City: Oakland State: CA Zip: 94611 Country: U.S.A.

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name: JEAN-FRANCOIS Middle Initial: Family Name: GOURVEST Suffix: e.g. Jr.

Inventor's Signature: *[Signature]* Date: *Dec 19/2001*

Residence City: Claye Souilly State: Country: France Citizenship: FR

Post Office Address:

Post Office Address: 12, rue de Biberonne

City: Claye Souilly State: Zip: F-77410 Country: France

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

Given Name: JEAN-MARIE Middle Initial: Family Name: RUXER Suffix: e.g. Jr.

Inventor's Signature: *[Signature]* Date: *Dec. 13/2001*

Residence City: Issy les Moulineaux State: Country: France Citizenship: FR

Post Office Address:

Post Office Address: 12. Esplanade de la Manufacture

City: Issy les Moulineaux State: Zip: F-92130 Country: France

☐ Additional inventors are being named on supplemental sheet(s) attached hereto

**DECLARATION FOR
UTILITY OR DESIGN
PATENT APPLICATION**☒ Declaration Submitted with Initial Filing OR ☐ Declaration Submitted after Initial Filing

Attorney Docket Number	146.1377
First Named Inventor	A. PEYMAN et al
COMPLETE IF KNOWN	
Application Number	PCT/EP00/05920
Filing Date	June 26, 2000
Group Art Unit	
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**NATHTHYRIDINE DERIVATIVES, PROCESSES FOR THEIR PREPARATION,
THEIR USE AND PHARMACEUTICAL COMPOSITIONS COMPRISING THEM**

the specification of which

(Title of the Invention)

☐ is attached hereto
OR☒ was filed on (MM/DD/YYYY)

June 26, 2000

as United States Application Number or PCT International

Application Number **PCT/EP00/05920** and was amended on (MM/DD/YYYY) (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119 (a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365 (a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
99112636.8	Europe	July 2, 1999	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.

(Page 1 of 5)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents and Trademarks, Washington, DC 20231.

(January 1997)

Please type a plus sign (+) inside the box.

[+] 146.1377

Approved for use through 5/20/15. OCAZ 0051-0012
Patent and Trademark Office - U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it carries a valid OCAZ control number.

DECLARATION

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Name	Registration Number	Name	Registration Number
Charles A. Muserlian	19,683		
Jordan B. Bierman	18,629		
Donald C. Lucas	31,275		
Bierman, Muserlian and Lucas	18,818		

☐ Additional registered practitioner(s) named on a supplemental sheet attached hereto.

Direct all correspondence to:

Name	Bierman, Muserlian and Lucas		
Address			
Address	600 Third Avenue		
City	New York	State	New York
Country	U.S.A.	ZIP	10016
Telephone	(212) 661-8000	Fax	(212) 661-8002

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:

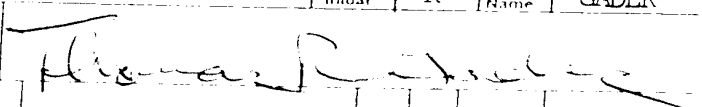
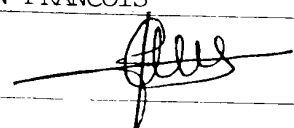
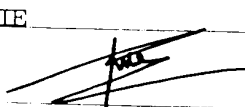
☐ A petition has been filed for this unsigned inventor

Given Name	ANUSCHIRVAN		Middle Initial		Family Name	PEYMAN	Suffix e.g. Jr.	
Inventor's Signature						Date		
Residence: City	Kelkheim	State		Country	Germany	Citizenship	DE	
Post Office Address								
Post Office Address	Zeilschiemer Strasse 46							
City	Kelkheim	State		Zip	D-65779	Country	Germany	

☐ Additional inventors are being named on supplemental sheet(s) attached hereto

DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	KARL-HEINZ	Middle Initial		Family Name	SCHEUNEMANN	Suffix	
Inventor's Signature					Date		
Residence City	Liederbach	State		Country	Germany	Citizenship	DE
Post Office Address							
Post Office Address	Im Kohlruess 11						
City	Liederbach	State		Zip	D-65835	Country	Germany
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	THOMAS	Middle Initial	R	Family Name	GADEK	Suffix	
Inventor's Signature					Date	1/11/02	
Residence City	Oakland	State	CA	Country	U.S.A.	Citizenship	U.S.A.
Post Office Address							
Post Office Address	2838 Chelsea Drive						
City	Oakland	State	CA	Zip	94611	Country	U.S.A.
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	JEAN-FRANCOIS	Middle Initial		Family Name	GOURVEST	Suffix	
Inventor's Signature					Date	Dec. 19/2001	
Residence City	Claye Souilly	State		Country	France	Citizenship	FR
Post Office Address							
Post Office Address	12, rue de Biberonne						
City	Claye Souilly	State		Zip	F-77410	Country	France
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	JEAN-MARIE	Middle Initial		Family Name	RUXER	Suffix	
Inventor's Signature					Date	Dec. 13/2001	
Residence City	Issy les Moulineaux	State		Country	France	Citizenship	FR
Post Office Address							
Post Office Address	12. Esplanade de la Manufacture						
City	Issy les Moulineaux	State		Zip	F-92130	Country	France
<input type="checkbox"/> Additional inventors are being named on supplemental sheet(s) attached hereto							